

**PATENT**  
**Attorney Docket No. 42478-0001**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**PATENT APPLICATION**

|   |   |                           |
|---|---|---------------------------|
| Inventor(s): John Moyes                         | ) |                           |
|   | ) | Art Unit: 1754            |
| Application No.: 10/541,149                     | ) |                           |
|   | ) | Examiner: Boe, Stephen J. |
| Filed: December 19, 2003                        | ) |                           |
|   | ) |                           |
| Title Recovering Metals from Sulfidic Materials | ) |                           |

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**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Listed below or on an attached Form PTO-1449 is information known to applicant(s). A copy of each listed publication and U.S. and foreign patent, except for pending U.S. applications, is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

- ☒ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):
- ☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)  
-- OR --
- ☐ (2) It is being filed within 3 months of entry of a national stage  
-- OR --
- ☐ (3) It is being filed before the mail date of the first Office Action on the merits  
-- OR --
- ☒ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- ☐ 37 C.F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:
- ☐ a certification as specified in §1.97(e) is provided below; **or**
- ☐ a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☐ 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:
- A. a certification as specified in §1.97(e) is completed below; and
- B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; **and**
- C. a fee of \$130.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☒ **Fee Authorization.** The Commissioner is hereby authorized to charge the above-referenced fees of and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 08-1641 (Docket No. 42478-0001).

Respectfully submitted,  
HELLER EHRMAN LLP

By:   
Paul Davis, Reg. No. 29,294

Dated: August 16, 2007

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| <b>INFORMATION DISCLOSURE<br/>STATEMENT</b><br><br><b>PTO-1449</b> | ATTY. DOCKET NO.<br>42478-0001 | SERIAL NO.<br>10/541,149 |
|  | APPLICANT John Moyes           |                          |
|  | FILING DATE 03/07/2006         | GROUP 1754               |

| FOREIGN PATENT DOCUMENTS |                 |            |         |       |          |                                     |                          |
|--------------------------|-----------------|------------|---------|-------|----------|-------------------------------------|--------------------------|
| EXAMINER'S<br>INITIALS   | PATENT NO.      | DATE       | COUNTRY | CLASS | SUBCLASS | TRANSLATION                         |                          |
|                          |                 |            |         |       |          | YES                                 | NO                       |
|                          | WO 03/091463 A1 | 11/06/2003 |         |       |          | <input checked="" type="checkbox"/> | <input type="checkbox"/> |